



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Inventor(s): **Konstantinos Samaras**

Louis Gwyn Samuel

Jian Jun Wu

Ran-Hong Yan

Case: **7-5-7-19**

Serial No.: **09/980287** Group Art Unit: **2616**

Filing Date: **July 18, 2002**

Examiner: **F. Duong**

Title: **Time-Slot Partitioning In A TDMA System**

COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450

PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

SIR:

Applicants received a Notice of Abandonment dated March 30, 2007 from the Patent and Trademark Office for failure to respond to the Office Letter mailed on 31 May 2006 for the above-identified application. However, as set forth below, the Office Letter was never received by Applicants. As such, Applicants were unaware that a response was due.

A search of the file jacket and docket records for the above-identified application clearly indicates that the Office Letter was never received by Applicants.

Attached as Exhibit A is a copy of the docket record for the above-identified application which is maintained in accordance with standard company policies and procedures. The "Docket History" section is customarily used to record all incoming and outgoing actions. As clearly shown, the last entry recorded prior to the Notice of Abandonment is the return-receipt postcard (PostCard Amendment) docketed back on 5/30/2006 for the amendment that was mailed on 5/19/2006. Customary practice would have required an entry for receipt of the Office Letter. Because such entry is not included in the attached docket record, Applicants hereby submit that such Office Letter was never received.

PT 970 (1/03)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop PETITION, Director of the US Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on April 10 2007. *Margaret Cardoso*
Margaret Cardoso

It should be noted that the "Current In/Out List" section in the attached Exhibit A is an automatic feature of Alcatel-Lucent's docket tool in which the expected due in and due out items are listed. For example, the "final response due" listed as being due "OUT" on 09/28/2006 is the automatically-entered final due date if necessary for a response to the Final Office Action of the filed patent application. Consequently, this section of the docket record is not used for recording the actual receipt or transmittal of papers for the application. Rather, as previously indicated, only the "Docket History" section is used for this latter purpose.

Because the Office Letter was never received, Applicants hereby respectfully request withdrawal of the Notice of Abandonment and further request the mailing of a new Office Letter to replace the one mailed on 31 May 2006.

In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit **Deposit Account No. 12-2325** as required to correct the error.

Respectfully,



Martin I. Finston
Attorney for Applicant(s)
Reg. No.: 31,613

Att:
Exhibit A

Date: April 10 2007

Docket Administrator (Room 2F-192)
Alcatel-Lucent
600 Mountain Avenue
Murray Hill, NJ 07974-0636

PT 970 (1/03)

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Margaret Cardoso

Docket - USA

K Samaras 7-5-7-19

Pending - Notice Of Abandonment

Main Information

Country	USA	Owner	LUCENT
Serial Number	09/980287	File Date	03/14/2000
Kind	NEW	Filing Path	N
Attorney	das	Managing Atty	
Agent	smg	Class Code	II
Patent Number		Issue Date	
Title	Time\miSlot Partitioning In A TDMA System		

Current In/Out List

Date	Type	Description
09/28/2006	OUT	final response due
01/10/2002	IN	filing receipt
04/08/2004	IN	examiner response
06/09/2005	IN	petition response

Docket Functions

Mail OUT

Docket History

Type	Current Attorney	Description	Document Date/ Mail Date	Date Docketed in ALF
Received	das	Notice of Abandonment	03/30/2007	04/05/2007
Received	das	PostCard Amendment	05/30/2006	05/30/2006
Mailed	das	final amendment	05/19/2006	05/19/2006
Received	das	OA First Final	03/28/2006	03/29/2006
Received	das	PostCard Amendment	01/23/2006	01/23/2006
Mailed	das	amendment	01/12/2006	01/12/2006
Received	das	office action	08/25/2005	08/30/2005
Received	das	Postcard RCE	02/17/2005	02/17/2005
Received	das	Postcard Petition	02/17/2005	02/17/2005
Mailed	das	Petition to Revive	02/09/2005	02/09/2005
Mailed	das	RCE Response	02/09/2005	02/09/2005
Received	das	OA Advisory Action	01/19/2005	01/26/2005
Received	das	PostCard Amendment	03/30/2004	03/30/2004
Mailed	das	final amendment	03/23/2004	03/23/2004
Received	das	OA First Final	01/08/2004	01/15/2004
Received	das	PostCard Amendment	10/27/2003	10/27/2003
Mailed	das	amendment	10/09/2003	10/09/2003
Received	das	office action	08/05/2003	08/11/2003
Received	cstb	Recorded Assignment	08/13/2002	08/13/2002
Received	cstb	PostCard Declaration	08/01/2002	08/01/2002
Mailed	cstb	declaration	07/12/2002	07/15/2002
Received	cstb	PostCard Assignment	06/17/2002	06/17/2002
Mailed	cstb	assignment	05/15/2002	05/15/2002

Received	cstb	notice of missing parts	05/01/2002	05/13/2002
Received	cstb	Postcard Application	01/03/2002	01/03/2002
Mailed	cstb	application	11/29/2001	11/30/2001
Mailed	cstb	disclosure statement	11/29/2001	11/30/2001

Margaret A Cardoso